IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 30TH MAY 2007 / 9TH JYAISHTA 1929

Bail Appl..No. 3321 of 2007()

CC.362/2004 of J.M.F.C.-I,KOCHI

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PETITIONER/ACCUSED NO.2 :

PRINCE, AGED 31 YEARS, S/O. JOSEPH, VALIAPARAMBIL, NJARACKAL P.O. NJARACKAL VILLAGE, ERNAKULAM

BY ADV. SRI.V.JOHN SEBASTIAN RALPH
SRI.RENJITH B.MARAR

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR HIGH COURT OF KERALA, ERNAKULAM

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 3321 of 2007

DATED: 30-05-2007

O R D E R

Petitioner who is the second accused in C.C. No. 362 of 2007 on the file of the J.F.C.M-I, Kochi for offences punishable under Sections 147, 148 and 447 I.P.C., seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner in C.C.362 of 2007 non-bailable warrants of arrest are pending against the petitioner. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the Magistrate and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same day on which it is filed after considering the explanation offered by the petitioner for his previous non-appearance and also considering the fact that the offences are bailable offences.

With the above observation this application is disposed of .

V.RAMKUMAR, JUDGE.

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